IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

ARBITRATION PETITION NO. 443 OF 2004

Ashok Leyland Finance Ltd. ..Petitioner.
v/s.
Mr. Adeel Akhtar Hashmi & Anr ..Respondent.

Ms. Shakuntala Joshi, adv for the Petitioner.
None for the Respondents.

CORAM: S.U. KAMDAR, J.

DATE : 14TH DECEMBER, 2004.

P.C.:

1. By the present petition the petitioners seeks appointment of Court Receiver as well as injunction. However other reliefs are also sought in the present petition. The present petition arises out of fresh arrangement entered into between the petitioner and respondent no.1 and 2 inrespect of vehicle known as Dawoo Matiz bearing Engine no. F8CV 696725, Chasssis No.19M03C 069466 and having registration no.

MH-12-AX-3944.

2. The respondents are served. Affidavit of service dated 13.12.2004 has been filed and the same is taken on record. In respect of service none appears for the respondent. In view thereof, the petition is made absolute in terms of prayer clause (a). The respondents are appointed as agents of the Court Receiver in respect of the said vehicle described in prayer (a). on such terms and conditions as the Court Receiver may deem fit and proper.

3. Till the Court Receiver takes possession, there shall be an interim order of injunction in terms of prayer clause (d) excluding the word "dealing with" bracketed in red.

4. The petition is disposed of accordingly.

SD/-

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